

United States Bankruptcy Court
District of Puerto Rico, Ponce Division

IN RE:

Case No. **16-09826**

HERNANDEZ TORRES, JOSE A

Chapter **13**

Debtor(s)

CHAPTER 13 PAYMENT PLAN

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee ☐ directly ☐ by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: 1/17/2017 <input type="checkbox"/> AMENDED PLAN DATED: _____ <input type="checkbox"/> PRE <input type="checkbox"/> POST-CONFIRMATION Filed by: <input type="checkbox"/> Debtor <input type="checkbox"/> Trustee <input type="checkbox"/> Other	
<p>I. PAYMENT PLAN SCHEDULE</p> <p>\$ 820.00 x 60 = \$ 49,200.00</p> <p>\$ _____ x _____ = \$ _____</p> <p>\$ _____ x _____ = \$ _____</p> <p>\$ _____ x _____ = \$ _____</p> <p>\$ _____ x _____ = \$ _____</p> <p style="text-align: right;">TOTAL: \$ 49,200.00</p> <p>Additional Payments: \$ _____ to be paid as a LUMP SUM within _____ with proceeds to come from:</p> <p><input type="checkbox"/> Sale of Property identified as follows: _____</p> <p><input type="checkbox"/> Other: _____</p> <p>Periodic Payments to be made other than, and in addition to the above: \$ _____ x _____ = \$ _____</p> <p>PROPOSED BASE: \$ 49,200.00</p> <p>III. ATTORNEY'S FEES (Treated as § 507 Priorities)</p> <p>Outstanding balance as per Rule 2016(b) Fee Disclosure Statement: \$ 2,000.00</p> <p>Signed: <u>/s/ JOSE A HERNANDEZ TORRES</u> Debtor</p> <p>_____ Joint Debtor</p>	<p>II. DISBURSEMENT SCHEDULE</p> <p>A. ADEQUATE PROTECTION PAYMENTS OR _____ \$ _____</p> <p>B. SECURED CLAIMS: <input type="checkbox"/> Debtor represents no secured claims. <input checked="" type="checkbox"/> Creditors having secured claims will retain their liens and shall be paid as follows:</p> <p>1. <input checked="" type="checkbox"/> Trustee pays secured ARREARS: Cr. RUSHMORE LOAN M Cr. _____ Cr. _____ # 0095 # _____ # _____ \$ 40,000.00 \$ _____ \$ _____</p> <p>2. <input type="checkbox"/> Trustee pays IN FULL Secured Claims: Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____</p> <p>3. <input type="checkbox"/> Trustee pays VALUE OF COLLATERAL: Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____</p> <p>4. <input type="checkbox"/> Debtor SURRENDERS COLLATERAL to Lien Holder: _____</p> <p>5. <input type="checkbox"/> Other: _____</p> <p>6. <input checked="" type="checkbox"/> Debtor otherwise maintains regular payments directly to: RUSHMORE LOAN M</p> <p>C. PRIORITIES: The Trustee shall pay priorities in accordance with the law. 11 U.S.C. § 507 and § 1322(a)(2)</p> <p>D. UNSECURED CLAIMS: Plan <input type="checkbox"/> Classifies <input checked="" type="checkbox"/> Does not Classify Claims.</p> <p>1. (a) Class A: <input type="checkbox"/> Co-debtor Claims / <input type="checkbox"/> Other: _____ <input type="checkbox"/> Paid 100% / <input type="checkbox"/> Other: _____</p> <p>Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____</p> <p>2. Unsecured Claims otherwise receive PRO-RATA disbursements.</p> <p>OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.) See Continuation Sheet</p>

Attorney for Debtor **Modesto Bigas Law Office**

Phone: **(787) 844-1444**

IN RE HERNANDEZ TORRES, JOSE A

Case No. 16-09826

Debtor(s)

CHAPTER 13 PAYMENT PLAN
Continuation Sheet - Page 1 of 2

Cr

#

\$

Executory Contracts - Assumed:

AAA, AEE

IN RE HERNANDEZ TORRES, JOSE A

Case No. 16-09826

Debtor(s)

CHAPTER 13 PAYMENT PLAN
Continuation Sheet - Page 2 of 2

ORDER OF DISTRIBUTION TO BE MADE BY TRUSTEE:

- ATTORNEY'S FEES PERSUANT TO 11 USC 330

- DEBTOR WILL FUND PLAN WITH ANY SURPLUS FUNDS IN THE MORTGAGE ACCOUNT. SUCH PAYMENT IF ANY, SHALL DEEM THE PLAN MODIFIED BY SAID AMOUNT, INCREASING THE BASE THEREBY WITHOUT THE NEED OF FURTHER NOTICE, HEARING OR COURT ORDER.

TAX REFUND WILL BE DEVOTED EACH YEAR, AS PERIODIC PAYMENTS, TO THE PLAN'S FUNDING UNTIL PLAN COMPLETION. THE TENDER OF SUCH PAYMENTS SHALL DEEM THE PLAN MODIFIED BY SUCH AMOUNT, INCREASING THE BASE THEREBY WITHOUT THE NEED OF FURTHER NOTICE, HEARING OR COURT ORDER. IF NEED BE FOR THE USE BY DEBTOR(S) OF A PORTION OF SUCH REFUND, DEBTOR(S) SHALL SEEK COURT'S AUTHORIZATION PRIOR TO ANY USE OF FUNDS.

DEBTOR WILL PAY 100% PLUS 4.25% TO UNSECURED CREDITORS.